RECORDATION NO. 26454 FILED

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SURFACE TRANSPORTATION BOARD

OF COUNSEL URBAN A. LESTER

July 12, 2006

ELIAS C. ALVORD (1942)

ELLSWORTH C. ALVORD (1964)

Mr. Vernon A. Williams Secretary Surface Transportation Board Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Memorandum of Lease, dated as of July 10, 2006, a primary document as defined in the Board's Rules for the Recordation of Documents.

The names and addresses of the parties to the enclosed document are:

Lessor:

Infinity Rail, LLC

c/o Infinity Asset Management, LLC (as

Manager)

817 West Peachtree Street, Suite M110

Atlanta, GA 30308

Lessee:

**Commodity Specialists Company** 

400 South Fourth Street

310 Grain Exchange Building

Minneapolis, MN 55414

Mr. Vernon A. Williams July 12, 2006 Page 2

A description of the railroad equipment covered by the enclosed document is:

24 covered hopper railcars cars IFRX 3220 – IFRX 3243 (previously within the series CGLX 58115– CGLX 60123) as more particularly set forth in the attachment to the document.

A short summary of the document to appear in the index is:

Memorandum of Lease.

Also enclosed is a check in the amount of \$34.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,

Robert W. Alvord

RWA/sem Enclosures

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#### MEMORANDUM OF LEASE

# SURFACE TRANSPORTATION BOARD

Pursuant to the Lease Agreement identified below, Infinity Rail, LLC; a Georgia limited liability company ("Lessor"), as lessor, has leased to Commodity Specialists Company ("Lessee"), as lessee, the railroad cars identified on the exhibit attached hereto and entitled "Description of Railcars" (the "Cars"). Said lease of the Cars is referred to hereinafter as the "Lease." "Lease Agreement" means Rider One (1) dated February 23, 2006, between Infinity Rail, LLC as lessor and Commodity Specialists Company as lessee (which Rider One (1) incorporates the provisions of the Railroad Car Lease Agreement dated February 23, 2006, between the same parties)

The addresses of the parties are as follows:

Infinity Rail, LLC (Lessor)
c/o Infinity Asset Management, LLC as Manager
817 West Peachtree Street, Suite M110
Atlanta, Georgia 30308

Commodity Specialists Company (Lessee)
400 South Fourth Street
310 Grain Exchange Building
Minneapolis: MN 55414

- 3. The terms and provisions of the Lease are more particularly set forth in the Lease Agreement.
- 4 This Memorandum may be signed in counterpart or duplicate copies, and any signed counterpart or duplicate copy shall be equivalent to a signed original for all purposes.

Executed as of July 10 3. 2006

INFINITY RAIL, LLC

By Infinity Asset Management, LLC as Manager

Bv.

Jeffev Edelman, Vice President

Dekalb County, Georgia

On <u>July 10</u>, 2006, before me personally appeared Jeffrey E. Edelman, to me personally known, who being by me duly sworn says that he is Vice President of Infinity Asset Management, LLC, Manager of Infinity Rail, LLC, and that he executed the foregoing instrument on behalf of said limited liability company by authority of its board of managers, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said limited liability company.

Notary Public

My commission expires:

INOTARIAL SEAL

Yotary Public, DeKalb County, Georgia My Commission Extres Aug. 2, 2009

(00087173 v.)

### Description of Railcars

Description of Cars: covered hopper cars equipped with trough hatches and gravity outlet gates, approximate capacity (cubic feet) 5,750 + 5,852

Quantity: Twenty-four (24)

## Reporting marks and identifying numbers:

Former	Former	Current	Current
Mark	Number	Mark	Number
CGLX	s. , 58118	. IFRX	3221
CGLX	58198	FRX :	3229
CGLX	-58205	IFRX:	3230
, celx	58400	IFRX*	3239
CGLX	58144	· IFRX	° 3223
CGLX	ে 58321 ু	IFRX-	3237
CGLX	60123	IFRX (	3243
CGLX	59919	IFRX -	3242
CGLX	58779	IFRX	3241
CGLX	58460	, IFRX	3240
CGLX	58361	<b>IFRX</b>	3238
CGLX	58219	,// IFRX	3232
CGLX	58115	JFRX (	3220
CGLX	58136	IFRX 3	3222
CGLX	58148	IFRX	3224
CGLX	58151	. IFRX	3225
CGLX	58157	<b>IFRX</b>	3226
CGLX	×58159	: ↓ IFRX : ≥	3227
CGLX	58162。	CONTINUE L	3228
CGLX	58208	IFRX 1	3231
CGLX / , -	58280.	::: IFRX	3233
CGLX	58294	: IFRX	3234
CGLX	58302	IFRX	3235
CGLX	58319	# IFRX	3236

I, Robert W. Alvord, attorney licensed to practice in	the State of New York and the
District of Columbia, do hereby certify under penalt	
attached copy with the original thereof and have fo	ound the copy to be complete and
identical in all respects to the original document.	
7/12/16	Cefer 5

Dated: 7/12/06